

**SUPERIOR COURT OF CALIFORNIA  
COUNTY OF ALAMEDA**

Plaintiff(s)
Defendant(s)

Case No.

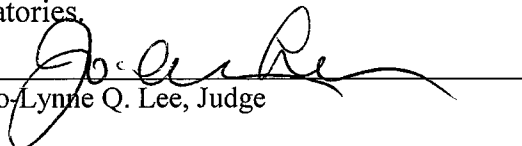
**PRETRIAL ORDER RE: PLAINTIFF'S  
STANDARD INTERROGATORIES FOR  
ALL ASBESTOS CASES**  
ASSIGNED FOR ALL PRE-TRIAL  
PURPOSES TO: JUDGE JO-LYNNE Q. LEE  
DEPARTMENT 30

**THE COURT HAS ORDERED THE FOLLOWING:**

Pursuant to California Rules of Court (CRC) 3.400 and 3.403(b), the Court hereby determines that the above captioned asbestos litigation is a "complex case" and shall be governed pursuant to CRC 3.501 et. seq. and 3.750 providing for the coordination and management of complex cases. Pursuant to CRC Rule 3.750, the Court orders the attached "Plaintiff's First Set of Interrogatories to Defendant" are deemed served at the time of service of the Complaint or Cross Complaint upon a defendant per Local Rule of Court 3.285. Said order is necessary to curtail and prevent unnecessary, repetitious and/or burdensome discovery and will assist parties to reasonably prepare for trial in the most expeditious, efficient, and least oppressive manner.

WHEREFORE, it is hereby ordered Defendant shall answer under oath, pursuant to C.C.P. section 2030, the following interrogatories.

SO ORDERED.

  
Jo-Lynne Q. Lee, Judge

DEFINITIONS

GEOGRAPHIC LIMITATION. Unless otherwise specifically set forth, the geographic scope of these interrogatories is NORTHERN CALIFORNIA.

TIME LIMITATION. Unless otherwise specifically set forth, the time frame of these interrogatories is 1930 to the present.

"THIS DEFENDANT" (THIS DEFENDANT'S) shall mean the named defendant herein, all of its predecessors in interest, and all of its successors in interest.

"YOU" and "YOUR" refer to the defendant who is named above as the responding party.

"ASBESTOS-CONTAINING PRODUCT(S)" shall mean any product(s) of THIS DEFENDANT which THIS DEFENDANT knows or believes contain(s) the mineral asbestos.

"RAW ASBESTOS FIBER" means asbestos fiber mined or milled, either packaged or in bulk, not compounded with other substances and essentially pure with the exception of naturally occurring trace amounts of other substances.

"MARKET" (MARKETING, MARKETED) shall mean the mining, supply, sale, labelling, distribution, importing, processing or manufacture of raw asbestos fiber and/or asbestos-containing products.

A request to describe the "NATURE" of ASBESTOS-CONTAINING PRODUCT(S) shall mean to describe the: (a) color, (b) texture, (c) form (i.e., powder, liquid, paste, solid, board, cloth, blanket, wire insulation, etc.), and (d) physical dimensions (length, width, height, volume and weight).

"DOCUMENT(S)" or "WRITING(S)" shall include all writings as

defined by Section 250 of the California Evidence Code.

A request to "IDENTIFY" a "DOCUMENT" or "WRITING" shall mean a request to state: (a) the author; (b) the addressee; (c) date of origin; (d) the nature of the writing or document (e.g., letter, telephone memorandum, audio tape recording, photograph, etc.); and (e) its present location and name and present address of custodian thereof.

A request to state the "IDENTITY" of a person or individual means to state his or her name, the place of employment, job title, present business or present or last known home address, and present business telephone number.

"NORTHERN CALIFORNIA" shall encompass the following forty-six (46) counties: Alameda, Alpine, Amador, Butte, Calaveras, Colusa, Contra Costa, Del Norte, El Dorado, Fresno, Glenn, Humboldt, Kern, Kings, Lake, Lassen, Marin, Mariposa, Mendocino, Merced, Modoc, Mono, Monterey, Napa, Nevada, Placer, Plumas, Sacramento, San Francisco, San Joaquin, San Mateo, Santa Clara, Santa Cruz, Shasta, Sierra, Siskiyou, Solano, Sonoma, Stanislaus, Sutter, Tehama, Trinity, Tulare, Tuolumne, Yolo and Yuba."

A "CONTRACT UNIT(S)" shall mean a department, division, subdivision, branch, or group which has been or is now engaged in installation and/or removal of RAW ASBESTOS FIBER and/or ASBESTOS-CONTAINING PRODUCT(S).

"COMPANY" means any profit making private enterprise, including corporations, partnerships, joint ventures, and sole proprietorships.

INTERROGATORY NO. 1:

With respect to the individual verifying these answers on

1 your behalf, state the following:

2 a. their name;

3 b. their present business address;

4 c. their present job title;

5 d. their date of first employment with you, and the dates  
6 and titles of each job position they have held while they were  
7 employed by you.

8 ANSWER:

9

10 INTERROGATORY NO. 2:

11 State whether YOU are a corporation. If so, state:

12 a. YOUR full corporate name;

13 b. the state of incorporation;

14 c. the date of incorporation;

15 d. the address of YOUR principal place of business;

16 e. if YOU are wholly-owned or if more than five (5) percent  
17 of the ownership interest of YOUR COMPANY is owned by another  
18 business entity, state that entity's name and principal place of  
19 business.

20 ANSWER:

21

22 INTERROGATORY NO.3:

23 Has THIS DEFENDANT ever been identified, known, or done  
24 business under any other name? If so, please state such name or  
25 names and the time period during which THIS DEFENDANT was so  
26 known or identified.

27 ANSWER:

28

1 INTERROGATORY NO. 4:

2 State whether YOU have ever been registered or qualified to  
3 do business in the State of California. If so, state the date  
4 YOU became qualified to conduct business in the State of  
5 California.

6 ANSWER:

7  
8 INTERROGATORY NO. 5:

9 Does THIS DEFENDANT currently have, or has THIS DEFENDANT  
10 had a department, division, subdivision, branch or group  
11 responsible for the design, development, manufacture, testing and  
12 use of ASBESTOS-CONTAINING PRODUCT(S). If so, state:

13 a. the name of each present or former corporate department,  
14 division, subdivision, branch or group;

15 b. the IDENTITY of the person most knowledgeable about such  
16 department, division, subdivision, branch or group.

17 ANSWER:

18  
19 INTERROGATORY NO. 6:

20 Has THIS DEFENDANT engaged in the MARKETING of ASBESTOS-  
21 CONTAINING PRODUCT(S) comprised in whole or in part of amosite  
22 asbestos fiber; if so, please state:

23 a. the trade, brand name and/or generic name of each type  
24 of product;

25 b. the date(s) THIS DEFENDANT first MARKETed each type of  
26 product;

27 c. the date(s) THIS DEFENDANT ceased MARKETING each type of  
28 product;

- 1 d. a general description of the chemical composition of  
2 each type of product, including:
- 3 (i) the type(s) and/or grade(s) of RAW ASBESTOS FIBER  
4 contained in each type of product;
- 5 (ii) the quantitative percentage of the type(s) of RAW  
6 ASBESTOS FIBER in each type of product;
- 7 (iii) any change(s) in the quantitative percentages of  
8 the type(s) of RAW ASBESTOS FIBER in each type of product;
- 9 e. the NATURE of each type of product;
- 10 f. a description of any wording, markings and/or logo on  
11 each type of product;
- 12 g. the recommended use(s) of each type of product,  
13 including temperature limits;
- 14 h. the name(s) of the manufacturer(s) of each type of  
15 product;
- 16 i. the name(s) and address(es) of the supplier(s) of the  
17 amosite asbestos fiber used in each type of product;
- 18 j. the IDENTITY of the person(s) most knowledgeable  
19 concerning the purchase of amosite asbestos fiber by THIS  
20 DEFENDANT.

21 ANSWER:

22  
23 INTERROGATORY NO. 7:

24 Has THIS DEFENDANT engaged in the MARKETing of amosite  
25 asbestos fiber; if so, please state:

- 26 a. the name and location of each amosite asbestos mine  
27 which THIS DEFENDANT presently operates, has operated, or in  
28 which THIS DEFENDANT has or had an ownership interest, including

the dates of such ownership, and the grade of amosite asbestos fiber mined;

b. the date(s) THIS DEFENDANT first MARKETed amosite asbestos fiber;

c. the date(s) THIS DEFENDANT ceased MARKETing amosite asbestos fiber;

d. the grade(s) of such amosite asbestos fiber MARKETed by THIS DEFENDANT;

e. the recommended use(s) of each grade of such amosite asbestos fiber, including any temperature limits;

f. the name(s) and address(es) of the supplier(s) of amosite asbestos fiber to THIS DEFENDANT.

ANSWER:

INTERROGATORY NO. 8:

Has THIS DEFENDANT engaged in the MARKETing of ASBESTOS-CONTAINING PRODUCTS comprised in whole or in part of chrysotile asbestos fiber; if so, please state:

~~a.~~ the trade, brand name and/or generic name of each type of product;

b. the date(s) this Defendant first MARKETed each type of product;

c. the date(s) THIS DEFENDANT ceased MARKETing each type of product;

d. a general description of the chemical composition of each type of product, including:

(i) the type(s) and grade(s) of asbestos fiber contained in each type of product;

- (
- (
- 1 (ii) the quantitative percentage of the types of  
2 asbestos fiber in each type of product;
- 3 (iii) any change(s) in the quantitative percentages of  
4 the type(s) of asbestos fiber in each type of product;
- 5 e. the NATURE of each type of product;
- 6 f. a description of any wording, markings, and/or logo on  
7 each type of product;
- 8 g. the recommended use(s) of each type of product,  
9 including temperature limits;
- 10 h. the name of the manufacturer of each type of product;
- 11 i. the name(s) and address(es) of the supplier(s) of the  
12 chrysotile asbestos fiber used in each type of product;
- 13 j. the IDENTITY of the person(s) most knowledgeable  
14 concerning the purchase of chrysotile asbestos fiber by THIS  
15 DEFENDANT.

16 ANSWER:

17

18 INTERROGATORY NO. 9:

19 ~~Has~~ THIS DEFENDANT engaged in the MARKETing of chrysotile  
20 asbestos fiber; if so, please state:

21 a. the name and location of each chrysotile asbestos mine  
22 which THIS DEFENDANT presently operates, has operated, or in  
23 which THIS DEFENDANT has or had an ownership interest, including  
24 dates of such ownership, and the grade of chrysotile asbestos  
25 fiber mined;

26 b. the date(s) THIS DEFENDANT first MARKETed chrysotile  
27 asbestos fiber;

28 c. the date(s) THIS DEFENDANT ceased MARKETing chrysotile



1 asbestos fiber;

2 d. the grade(s) of such chrysotile asbestos fiber MARKETed  
3 by THIS DEFENDANT;

4 e. the recommended use(s) of each grade of such chrysotile  
5 asbestos fiber, including temperature limits;

6 f. the name(s) and address(es) of the supplier(s) of  
7 chrysotile asbestos fiber to THIS DEFENDANT.

8 ANSWER:

9  
10 INTERROGATORY NO. 10:

11 Has THIS DEFENDANT engaged in the MARKETing of ASBESTOS-  
12 CONTAINING PRODUCTS comprised in whole or in part of crocidolite  
13 asbestos fiber; if so, please state:

14 a. the trade, brand name and/or generic name of each type  
15 of product;

16 b. the date(s) THIS DEFENDANT first MARKETed each type of  
17 product;

18 c. the date(s) THIS DEFENDANT ceased MARKETing each type of  
19 product;

20 d. a general description of the chemical composition of  
21 each type of product, including:

22 (i) the type(s) and grade(s) of asbestos fiber  
23 contained in each type of product;

24 (ii) the quantitative percentage of the type(s) of  
25 fiber in each type of product;

26 (iii) any change(s) in the quantitative percentages of  
27 the type(s) of asbestos fiber in each type of product;

28 e. the NATURE of each type of product;

1 f. a description of any wording, markings and/or logo on  
2 each type of product;

3 g. the recommended use(s) of each type of product,  
4 including temperature limits;

5 h. the name of the manufacturer of each type of product;

6 i. the name(s) and address(es) of the supplier(s) of the  
7 crocidolite asbestos fiber used in each type of product;

8 j. the IDENTITY of the person(s) most knowledgeable  
9 concerning the purchase of crocidolite asbestos fiber by THIS  
10 DEFENDANT.

11 ANSWER:

12  
13 INTERROGATORY NO. 11:

14 Has THIS DEFENDANT engaged in the MARKETing of crocidolite  
15 asbestos fiber; if so, please state:

16 a. the name and location of each crocidolite asbestos mine  
17 which THIS DEFENDANT presently operates, has operated, in the,  
18 and/or in which THIS DEFENDANT has or had an ownership interest,  
19 including the dates of such ownership, and the grade of asbestos  
20 fiber mined;

21 b. the date(s) THIS DEFENDANT first MARKETed crocidolite  
22 asbestos fiber;

23 c. the date(s) THIS DEFENDANT ceased MARKETing crocidolite  
24 asbestos fiber;

25 d. the grade(s) of such crocidolite asbestos fiber MARKETed  
26 by THIS DEFENDANT;

27 e. the recommended use(s) of each grade of such crocidolite  
28 asbestos fiber, including temperature limits;

1 f. the name(s) and address(es) of the supplier(s) of  
2 crocidolite asbestos fiber to THIS DEFENDANT.

3 ANSWER:

4  
5 INTERROGATORY NO. 12:

6 Does or did THIS DEFENDANT have a controlling ownership  
7 interest in any COMPANY which MARKETed ASBESTOS-CONTAINING  
8 PRODUCT(S); if so, please state:

- 9 a. the name of such COMPANY;  
10 b. the date of incorporation of such COMPANY;  
11 c. the state of incorporation of such COMPANY;  
12 d. the date such interest was acquired;  
13 e. the date such interest was changed or terminated, if  
14 applicable;  
15 f. the name and location of each facility of such COMPANY;  
16 g. the name of each type of ASBESTOS-CONTAINING PRODUCT(S)  
17 manufactured, processed, and/or assembled by such COMPANY.

18 ANSWER:

19  
20 INTERROGATORY NO. 13:

21 Does or did THIS DEFENDANT have a controlling ownership  
22 interest in any COMPANY that MARKETed RAW ASBESTOS FIBER; if so,  
23 please state:

- 24 a. the name of such COMPANY;  
25 b. the date of incorporation or charter of such COMPANY;  
26 c. the state or country of incorporation of such COMPANY;  
27 d. the date such interest was acquired;  
28 e. the dates such interest changed or terminated, if

1 applicable;

2 f. the name and location of each asbestos mine owned by  
3 such COMPANY;

4 g. the grade and type of RAW ASBESTOS FIBER mined at each  
5 mine.

6 ANSWER:

7  
8 INTERROGATORY NO. 14:

9 Has THIS DEFENDANT warehoused any RAW ASBESTOS FIBER or  
10 ASBESTOS-CONTAINING PRODUCT(S) in the State of California; if so,  
11 please state:

12 a. the address of each warehouse facility;

13 b. the year(s) THIS DEFENDANT utilized each facility;

14 c. the IDENTITY of the custodian of warehousing records.

15 ANSWER:

16  
17 INTERROGATORY NO. 15:

18 Has THIS DEFENDANT owned or operated facilities anywhere in  
19 the United States in which ASBESTOS-CONTAINING PRODUCT(S) have  
20 been manufactured, processed and/or assembled; if so, state:

21 a. the address of each such facility, including city and  
22 state.

23 ANSWER:

24  
25 INTERROGATORY NO. 16:

26 If THIS DEFENDANT owned or operated facilities in which  
27 ASBESTOS-CONTAINING PRODUCT(S) have been manufactured, processed  
28 and/or assembled, please state:

- 1 a. the date said facilities began operation;  
2 b. the date said facility ceased operation; and  
3 c. the name of each type of ASBESTOS-CONTAINING PRODUCT  
4 manufactured, processed or assembled at each such facility.

5 ANSWER:

6  
7 INTERROGATORY NO. 17:

8 Has THIS DEFENDANT purchased or otherwise acquired any  
9 rights to the manufacture of ASBESTOS-CONTAINING PRODUCT(S) from  
10 another COMPANY? If so, state:

- 11 a. the date of purchase or acquisition of such rights;  
12 b. the trade, brand, and/or generic name of such ASBESTOS-  
13 CONTAINING PRODUCT(S);  
14 c. the name and location of any COMPANY from which such  
15 rights were purchased or acquired;  
16 d. the IDENTITY of the custodian of records of such  
17 purchase(s) or acquisition(s).

18 ANSWER:

19  
20 INTERROGATORY NO. 18:

21 Has THIS DEFENDANT applied for and/or received any patent(s)  
22 for any ASBESTOS-CONTAINING PRODUCT(S). If so, state for each  
23 such ASBESTOS-CONTAINING PRODUCT:

- 24 a. the product for which each patent was applied and/or  
25 issued;  
26 b. the date(s) of application;  
27 c. the date(s) of issuance of the patent(s), if granted;  
28 d. the date(s) of renewal, if any;

- 1 e. the patent number(s);  
2 f. the name of the individual or COMPANY to whom each  
3 patent was issued;  
4 g. the IDENTITY of the custodian of patent records of THIS  
5 DEFENDANT.

6 ANSWER:

7  
8 INTERROGATORY NO. 19:

9 Has THIS DEFENDANT registered any trademark(s) for any  
10 ASBESTOS-CONTAINING PRODUCT(S); if so, state for each such  
11 ASBESTOS-CONTAINING PRODUCT:

12 a. the product for which each trademark was registered;

13 b. whether the registration was State or Federal;

14 (i) if State, name the State;

15 c. the date(s) or registration;

16 d. the term(s) thereof;

17 e. the date(s) of renewal;

18 f. the name of the individual or COMPANY to whom each  
19 trademark was registered;

20 g. the IDENTITY of the custodian of such trademark records  
21 of THIS DEFENDANT.

22 ANSWER:

23  
24 INTERROGATORY NO. 20:

25 Did THIS DEFENDANT contract with the General Services  
26 Administration and/or other federal-government agency for the  
27 sale, anywhere in the United States, of RAW ASBESTOS FIBER  
28 between 1930 and 1980; if so, state for each such sale:

- (
- a. the grade(s) and type(s) of RAW ASBESTOS FIBER;
  - b. the quantity;
  - c. the date(s) of delivery;
  - d. the location(s), including the address(es) of delivery.
  - e. the name(s) of the agency with which THIS DEFENDANT contracted;
  - f. the date(s) of execution of such contract(s);
  - g. the IDENTITY of the custodian of such contract records of THIS DEFENDANT.

ANSWER:

INTERROGATORY NO. 21:

Did THIS DEFENDANT contract with the General Services Administration and/or other federal-government agency for the sale, anywhere in the United States, of ASBESTOS-CONTAINING PRODUCT(S) between 1930 and 1980, please state for each such sale:

- a. the type of product;
- ~~b.~~ the quantity;
- c. the date(s) of delivery;
- d. the location(s), including the address(es) of delivery.
- e. the name(s) of the agency with which THIS DEFENDANT contracted;
- f. the date(s) of execution of such contract(s);
- g. the IDENTITY of the custodian of such contract records of THIS DEFENDANT.

ANSWER:

1 INTERROGATORY NO. 22:

2 Does THIS DEFENDANT have any records of the MARKETing,  
3 advertisement, or delivery of its RAW ASBESTOS FIBER and/or  
4 ASBESTOS-CONTAINING PRODUCT(S) in or to NORTHERN CALIFORNIA? If  
5 so, state:

6 a. the manner in which the records are kept, (e.g., in  
7 boxes, files, on microfilm, microfiche or computer tape or disk);

8 b. the location(s) and address(es) where such records are  
9 maintained;

10 c. the IDENTITY of the custodian of such records.

11 ANSWER:

12  
13 INTERROGATORY NO. 23:

14 If THIS DEFENDANT has in its possession any records of the  
15 MARKETing, advertisement, or delivery of its RAW ASBESTOS FIBER  
16 and/or ASBESTOS-CONTAINING PRODUCTS (including microfilm,  
17 microfiche, computer tape or disk, or any other system in which  
18 data is taken from other records), state whether THIS DEFENDANT  
19 has retained the original DOCUMENTS from which the data entered  
20 into these modes of storage was obtained. If THIS DEFENDANT has  
21 not retained such original DOCUMENTS, state:

22 a. the date(s) when and location(s) where the original  
23 DOCUMENTS were disposed of;

24 b. the IDENTITY of the custodian of the original DOCUMENTS  
25 at the time of their disposal.

26 ANSWER:

27  
28 INTERROGATORY NO. 24:



Does THIS DEFENDANT have in its possession any exemplar(s) of advertisements or brochures describing its RAW ASBESTOS FIBER and/or ASBESTOS-CONTAINING PRODUCTS; if so, please state:

- a. the location of each exemplar;
- b. the year(s) in which said exemplar(s) was utilized;
- c. the IDENTITY of the custodian of such exemplars.

ANSWER:

INTERROGATORY NO. 25:

State the following:

- a. the address(es) where the corporate records of THIS DEFENDANT (including minutes from the Board of Directors meetings and corporation annual reports), are currently located;
- b. the IDENTITY of the custodian of such records.

ANSWER:

INTERROGATORY NO. 26:

Describe the packaging or containers in which THIS DEFENDANT sold and/or distributed RAW ASBESTOS FIBER, including composition, dimension, shape and color.

ANSWER:

INTERROGATORY NO. 27:

Describe any logo, design, marking or printing, including size and color, which appeared on the packaging or containers in which THIS DEFENDANT sold and/or distributed RAW ASBESTOS FIBER.

ANSWER:

1  
2 INTERROGATORY NO. 28:

3 Describe the packaging or containers in which THIS DEFENDANT  
4 sold and/or distributed ASBESTOS-CONTAINING PRODUCT(S), including  
5 composition, dimension, shape and color.

6 ANSWER:  
7

8 INTERROGATORY NO. 29:

9 Describe any logo, design, marking or printing, including  
10 size and color, which appeared on the packaging or containers in  
11 which THIS DEFENDANT sold and/or distributed ASBESTOS-CONTAINING  
12 PRODUCT(S).

13 ANSWER:  
14

15 INTERROGATORY NO. 30:

16 Does THIS DEFENDANT have any exemplar(s) of packaging or  
17 containers in which its RAW ASBESTOS FIBER and/or ASBESTOS-  
18 CONTAINING PRODUCT(S) were sold and/or distributed; If so, state:

- 19 a. the location of each exemplar;  
20 b. the year(s) in which said exemplar(s) was utilized;  
21 c. the IDENTITY of the custodian of such exemplars.

22 ANSWER:  
23

24 INTERROGATORY NO. 31:

25 Did THIS DEFENDANT put warnings of asbestos-related health  
26 hazards on bags of RAW ASBESTOS FIBER; if so, please state:

- 27 a. the wording of such warning(s), including size,  
28 location, and color;

- 1       b. whether the warning was put on a tag attached to the  
2 bags;  
3       c. the date such warning(s) was first used;  
4       d. whether any change was made in the wording of such  
5 warnings, the date(s) of such change, and the reasons for such  
6 change.

7 ANSWER:

8  
9 INTERROGATORY NO. 32:

10       Did THIS DEFENDANT put warnings of asbestos-related health  
11 hazards on the packaging or containers of ASBESTOS-CONTAINING  
12 PRODUCT(S)? If so, please state:

- 13       a. the wording of such warnings, including size, location  
14 on the packaging or containers, and color:  
15       b. the date such warning(s) was first used;  
16       c. whether any change was made in the wording of such  
17 warning(s), the date(s) of such change, and the reason(s) for  
18 such change.

19 ANSWER:

20  
21 INTERROGATORY NO. 33:

22       Has THIS DEFENDANT distributed any brochures or pamphlets  
23 that contain warnings of any asbestos-related health hazards; if  
24 so, please state:

- 25       a. the wording of such warning;  
26       b. the method used to distribute such brochures or  
27 pamphlets;  
28       c. the date(s) such brochures or pamphlets were first

1 c. the date of the deposition;

2 d. the name and address of plaintiff's counsel of record.

3 ANSWER:

4  
5 INTERROGATORY NO. 37:

6 Has THIS DEFENDANT been a member of the following:

7 a. Asbestos Textile Institute (ATI);

8 b. Industrial Hygiene Foundation and/or Industrial Health  
9 Foundation (IHF);

10 c. Mineral Wool Institute;

11 d. Industrial Mineral Insulation Manufacturers Institute;

12 e. Magnesia Silica Insulation Manufacturers Association;

13 f. National Insulation Manufacturers Association (NIMA);

14 g. Thermal Insulation Manufacturers Association (TIMA);

15 h. Asbestos Information Association (AIA);

16 i. Quebec Asbestos Mining Association (QAMA);

17 j. National Safety Council;

18 k. Asbestos Cement Producers Association;

19 ~~l.~~ Refractories Institute;

20 m. any other organizations or associations of  
21 manufacturers, miners, distributors, importers, labellers,  
22 suppliers and/or sellers of ASBESTOS-CONTAINING PRODUCTS;

23 (i) please state the name(s) of such organizations or  
24 associations.

25 ANSWER:

26  
27 INTERROGATORY NO. 38:

28 For each organization, association or other entity

1 identified in your Response to Interrogatory No. 37, please  
2 state:

3 a. the dates during which THIS DEFENDANT was a member.

4 b. the name(s) of any publication(s) received by THIS  
5 DEFENDANT from such association or organization.

6 c. the name of such committee or subcommittee of which THIS  
7 DEFENDANT was a member, and the dates of such committee or  
8 subcommittee membership.

9 ANSWER:

10  
11 INTERROGATORY NO. 39:

12 Has THIS DEFENDANT received any DOCUMENT(S) containing  
13 results or conclusions of any studies and/or tests conducted by  
14 the Saranac Laboratory at the Trudeau Foundation relating to the  
15 human health consequences of exposure to asbestos? If so,  
16 please:

17 a. IDENTIFY all such DOCUMENT(s);

18 b. state the date upon which THIS DEFENDANT first received  
19 such DOCUMENT(S);

20 c. the IDENTITY of the custodian of such DOCUMENT(S).

21 ANSWER:

22  
23 INTERROGATORY NO. 40:

24 State whether THIS DEFENDANT has ever maintained a library  
25 (or libraries) in the United States which contains books,  
26 articles, periodicals, journals and/or reference materials that  
27 relate to the subjects of asbestos, industrial hygiene, medicine,  
28 safety, occupational disease and/or engineering. If so, state:

- 1 a. the date each such library was established;  
2 b. the location of each such library;  
3 c. the IDENTITY of each librarian or other person in charge  
4 of such library;

5 ANSWER:

6  
7 INTERROGATORY NO. 41:

8 Has THIS DEFENDANT exchanged documents containing the  
9 results of or communicated with any individual or other COMPANY  
10 regarding tests and/or studies of the relationship between the  
11 inhalation of asbestos fibers and development of disease(s); if  
12 so, please state:

- 13 a. each individual or COMPANY with whom the information was  
14 exchanged or to whom it was communicated;  
15 b. the date(s) of any such exchanges or communications;  
16 c. the IDENTITY of the custodian of such documents.

17 ANSWER:

18  
19 INTERROGATORY NO. 42:

20 Has any employee of THIS DEFENDANT testified before the  
21 Occupational Safety and Health Administration, the National  
22 Institute of Occupational Safety and Health, or any committee or  
23 subcommittee of the United States Congress on the inhalation of  
24 asbestos dust and the development of disease; if so, please  
25 state:

- 26 a. the entity before whom such testimony was given;  
27 b. the date(s) and location(s) of such testimony;  
28 c. the IDENTITY of the individual(s) who so testified;

1 d. whether any DOCUMENTS were presented to the entity  
2 before which testimony was given;

3 e. whether copies of DOCUMENTS presented were retained by  
4 THIS DEFENDANT;

5 (i) if so, state the IDENTITY of the custodian of the  
6 DOCUMENT(S).

7 ANSWER:

8  
9 INTERROGATORY NO. 43:

10 At any of the physical facilities identified in the response  
11 to Interrogatory No. 15, has THIS DEFENDANT conducted, or caused  
12 to be conducted, tests and/or studies of ambient asbestos dust  
13 created during the manufacture, processing and/or assembling of  
14 ASBESTOS-CONTAINING PRODUCT(S); if so, please state:

15 a. each manufacturing facility, including location and  
16 address; at which any such test and/or study was conducted;

17 b. the date of each such test and/or study;

18 c. the individual(s) or entity conducting each such test  
19 and/or ~~study~~; - -

20 d. whether THIS DEFENDANT has any documents containing the  
21 results and/or conclusions of each such study;

22 e. the IDENTITY of the custodian of the documents.

23 ANSWER:

24  
25 INTERROGATORY NO. 44:

26 Has THIS DEFENDANT conducted, or caused to be conducted, any  
27 tests and/or studies on ambient asbestos dust levels at any  
28 location or job site where its ASBESTOS-CONTAINING PRODUCTS were

- 1 utilized in the United States; if so, please state:
- 2 a. the location, including name and address, at which each
- 3 such test and/or study was conducted;
- 4 b. the individual(s) or entity conducting each such test
- 5 and/or study;
- 6 c. the date of each such test and/or study;
- 7 d. whether THIS DEFENDANT has any DOCUMENTS containing the
- 8 results and/or conclusions of each such test and/or study;
- 9 e. the IDENTITY of the custodian of these DOCUMENTS.

10 ANSWER:

11

12 INTERROGATORY NO. 45:

13 Did THIS DEFENDANT have any laboratory or other facility

14 anywhere in the United States at which it conducted, or caused to

15 be conducted, any tests and/or studies of its ASBESTOS-CONTAINING

16 PRODUCTS to measure the amount of asbestos dust generated by any

17 use for which such products were designed; if so, please state:

18 a. the location, including name and address, at which each

19 such ~~test~~ and/or study was conducted; - -

20 b. the individual(s) or entity conducting each such test

21 and/or study;

22 c. the date of each such test and/or study;

23 d. whether THIS DEFENDANT has any DOCUMENTS containing the

24 results and/or conclusions of each such test and/or study;

25 e. the IDENTITY of the custodian of such DOCUMENTS.

26 ANSWER:

27

28 INTERROGATORY NO. 46:



1 Has THIS DEFENDANT made available to its employees engaged  
2 in the MARKETING of its RAW ASBESTOS FIBER and/or its ASBESTOS-  
3 CONTAINING PRODUCT(S), a medical examination program; if so,  
4 please state:

5 a. whether chest x-rays or pulmonary function tests were  
6 part of such program(s);

7 b. whether participation in any such program was a  
8 mandatory condition of employment or was voluntary;

9 (i) if mandatory as a condition of employment, how  
10 frequently each employee was required to undergo such  
11 examination;

12 c. whether THIS DEFENDANT has DOCUMENTS of such program;

13 d. the IDENTITY of the custodian of such DOCUMENTS.

14 ANSWER:

15  
16 INTERROGATORY NO. 47:

17 Has THIS DEFENDANT notified in writing any individuals or  
18 COMPANIES to whom it MARKETED RAW ASBESTOS FIBER and/or ASBESTOS-  
19 CONTAINING PRODUCT(S), anywhere in the United States, of the  
20 potential relationship between exposure to asbestos and disease;  
21 if so, please state:

22 a. the date(s) THIS DEFENDANT provided this information;

23 b. the means used for transmittal of such information;

24 c. whether THIS DEFENDANT has any copies of any DOCUMENTS  
25 transmitting such information;

26 d. the IDENTITY of the custodian of such documents.

27 ANSWER:

28

1 INTERROGATORY NO. 48:

2 Has THIS DEFENDANT required any individual(s) who MARKETed  
3 its ASBESTOS-CONTAINING PRODUCT(S) to wear respirators or face  
4 masks; if so, please state:

5 a. the job title(s), if known, of individual(s) required to  
6 wear respirators or face masks;

7 b. the date(s) on which THIS DEFENDANT first required the  
8 wearing of respirators or face masks;

9 c. the means by which the requirement to wear respirators  
10 or face masks was communicated;

11 d. whether THIS DEFENDANT has any copies of DOCUMENTS  
12 communicating such requirements;

13 e. the IDENTITY of the custodian of such DOCUMENTS.

14 ANSWER:

15  
16 INTERROGATORY NO. 49:

17 Does or did THIS DEFENDANT utilize or employ any CONTRACT  
18 UNIT. If so, please state:

19 a. the inclusive periods of time the CONTRACT UNIT(S) was  
20 utilized or employed;

21 b. the business address and name of the CONTRACT UNIT(S);

22 c. whether THIS DEFENDANT has any DOCUMENTS showing the  
23 location(s) of the job site(s) where the CONTRACT UNIT(S) worked,  
24 and if so, state the IDENTITY of the custodian of such DOCUMENTS.

25 ANSWER:

26  
27 INTERROGATORY NO. 50:

28 Has THIS DEFENDANT received any written communication or

other DOCUMENT, other than a claim for workers' compensation, that any person was claiming injury as a result of exposure to its RAW ASBESTOS FIBER and/or ASBESTOS-CONTAINING PRODUCT(S); if so, please IDENTITY the first such written communication or DOCUMENT.

ANSWER:

INTERROGATORY NO. 51:

Has any person filed a claim for asbestos-related injury regarding THIS DEFENDANT against any workers' compensation insurance carrier which provided coverage for THIS DEFENDANT; if so, please state:

- a. the date of such claim;
- b. the name of claimant;
- c. the caption;
- d. the case number;
- e. the court in which the claim was filed;
- f. the IDENTITY of the custodian of such documents.

ANSWER:

INTERROGATORY NO. 52:

Has any person filed a workers' compensation claim for asbestos-related injury against THIS DEFENDANT; if so, please state:

- a. the date of such claim;
- b. the name of claimant;
- c. the caption;
- d. the case number;

- e. the court in which the claim was filed;  
f. the IDENTITY of the custodian of such documents.

ANSWER:

INTERROGATORY NO. 53:

Does THIS DEFENDANT have insurance available to cover judgment(s) entered against it in asbestos-related personal injury lawsuits; if so, please state:

- a. the name and principal place of business of any insurance carrier who has issued such policy of insurance;  
b. the number and effective date of each policy;  
c. the amount(s) of coverage of each policy;  
d. the applicable dates of coverage;  
e. any reservation of rights contained in each such policy;  
f. the amount of coverage presently exhausted under each such policy;  
g. the amount of coverage presently available under each such policy;  
h. whether limits contained in each such policy include costs of defense.

ANSWER:

INTERROGATORY NO. 54:

Has THIS DEFENDANT owned or operated any petroleum refining facilities; if so, please state:

- a. whether any ASBESTOS-CONTAINING PRODUCT(S) WERE MARKETed on the premises of such refining facilities;  
b. the location, including the name and address of all such

- 1 refining facilities;
- 2 c. the dates of operation of such refining facilities;
- 3 d. the types of ASBESTOS-CONTAINING PRODUCT(S) MARKETed on
- 4 such premises;
- 5 e. the names of the manufacturers of any ASBESTOS-
- 6 CONTAINING PRODUCTS MARKETed on such premises;
- 7 f. whether THIS DEFENDANT has documents identifying such
- 8 MARKETing;
- 9 g. the IDENTITY of the custodian of such documents.

10 ANSWER:

11

12 INTERROGATORY NO. 55:

13 Has THIS DEFENDANT held a controlling ownership interest in

14 any COMPANY which owned or operated petroleum refining

15 facilities: if so, for the period(s) of time during which THIS

16 DEFENDANT held such interest, please state:

- 17 a. whether any ASBESTOS-CONTAINING PRODUCTS were MARKETed
- 18 on the premises of such refining facilities;
- 19 ~~b.~~ the location, including the name and address of all such
- 20 refining facilities;
- 21 c. the dates of operation of such refining facilities;
- 22 d. the types of ASBESTOS-CONTAINING PRODUCTS MARKETed on
- 23 such premises;
- 24 e. the names of the manufacturers of any ASBESTOS-
- 25 CONTAINING PRODUCTS MARKETed on such premises;
- 26 f. whether THIS DEFENDANT has DOCUMENTS identifying such
- 27 MARKETing;
- 28 g. the IDENTITY of the custodian of such DOCUMENTS.

1 ANSWER:

2  
3 INTERROGATORY NO. 57:

4 Has THIS DEFENDANT contracted with any COMPANY for the  
5 MARKETing of ASBESTOS-CONTAINING PRODUCT(S) on any premises owned  
6 or leased by THIS DEFENDANT; if so, please state:

7 a. the location, including name and address of such  
8 premises;

9 b. the name and address of each such COMPANY;

10 c. the types of ASBESTOS-CONTAINING PRODUCTS;

11 d. the name of the manufacturers of such ASBESTOS-  
12 CONTAINING PRODUCTS;

13 e. whether THIS DEFENDANT has DOCUMENTS of such MARKETing;

14 f. the IDENTITY of the custodian of such DOCUMENTS.

15 ANSWER: